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HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No.6147 of 2000

CORAM: Hon'ble Shri S.R. Nayak, CJ
& Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Petitioner : Smt. Ratnamala Meshram, W/o Vinayak Meshram, Asstt. Professor (Zoology), R/o F-2/11, New Civil Lines, Durg (M.P.)

Versus

Respondents :
1. The State of Madhya Pradesh, Through Principal Secretary, Deptt. Of Higher Education, Vallabh Bhavan, Bhopal (M.P.)
2. The Commissioner, Higher Education, Satpuda Bhavan, Bhopal.
3. The Principal, Govt. Girls College, Durg (M.P.)
4. M.P.State Administrative Tribunal, Jabalpur through its Registrar.

Shri V.G.Tamaskar, Counsel with Shri P.P.Sahu, for the petitioner.

Shri Utkarsh Verma, Dy. Govt. Advocate for respondents/State

ORAL ORDER

(Passed on 4th January 2006)

The following oral order of the Court was passed by S.R.NAYAK, C.J.

The first respondent in W.P.No.3874/2000 is the petitioner herein. In this writ petition, she has prayed for the following reliefs:

(i) That the Hon'ble court may be pleased to direct the Respondent No.1 to 3 to pay back wages from 15-11-1992 till the decision of this case.

(ii) That, the Hon'ble Court may be pleased to direct Respondent No.1 to 3 to give seniority from the date of joining in service.

(iii) That, the Hon'ble Court may be pleased to direct the Respondent No.1 to 3 to give increment, leave and other consequential benefits.

2. We have perused the averments in the writ petition particular averment in paragraph 3 of the writ petition. The above reliefs are sought essentially on the basis of the judgment of the M.P. State Administrative Tribunal (for short 'the Tribunal) dated 29.10.1999 in O.A.No.942/1993.

3. The above order of the Tribunal was assailed by the State and its authorities in W.P.No.3874/2000. We, by a separate order pronounced today, allowed that writ petition filed by the State and its authorities and set aside the order of the Tribunal dated 29.10.1999 made in O.A.No. 942/1993. In that view of the matter, the very basis for seeking releif in this writ petition disappears, and therefore, the writ petition is liable to be dismissed.

4. Accordingly, we dismiss the writ petition for the reasons stated by us in the order passed in W.P.No.3874/2000.

5. No costs.

Sd/-
Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge

Anjani
Priya